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# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Doc ket No. 0103488-00005  
 First Inventor or Application Identifier Britton  
 Title METHODS AND APPARATUS FOR REAL-TIME  
 Express Mail Label No. EL 835 823 874 US

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO : Assistant Commissioner for Patents  
 Box Patent Application  
 Washington, DC 20231

1. ☒ Patent Application Transmittal Form
2. ☒ Applicant claims small entity status. See 37 CFR 1.27.
3. ☐ \* Fee Transmittal Form (Unexecuted) (eg., PTO/SB/17)
4. ☒ Specification [ Total Pages 23 ]  
 Description (No. of Sheets: 17 )  
 Claims (No. of Sheets: 5 )  
 Abstract (No. of Sheets: 1 )  
 Appendix (No. of Sheets: 0 )  
 Other: Cover Sheet (No. of Sheets: 1 )
5. ☒ Drawing(s) (35 U.S.C. 113) [ Total Sheets 4 ]
6. Oath or Declaration [ Total Pages 6 ]  
 a. ☒ Newly executed (original or copy)  
 b. ☐ Unexecuted  
 c. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
 (for continuation/divisional with Box 16 completed)  
 i. ☐ DELETION OF INVENTOR(S)  
 Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

7. ☐ Microfiche/Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  
 a. ☐ Computer Readable Copy  
 b. ☐ Paper Copy (identical to computer copy)  
 c. ☐ Statement verifying identity of above copies

## ACCOMpanying APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) in duplicate (S should be specifically itemized)
15. ☒ Request and Certification Under 35 USC 122(b)(2)(B)(i)
16. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
17. ☐ Other: \_\_\_\_\_

\*NOTE FOR ITEMS 1 & 13, IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment.  
☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No. 09/917,264 filed 7.27.01

Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_  
 For CONTINUATION or DIVISIONAL APPLICATIONS only: The entire disclosure of the prior application, from which an oath or declaration is submitted under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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Name (Print/Type)	David J. Powsner	Registration No. (Attorney/Agent)	31,868
Signature		Date	8/29/01 10/29/01

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**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Britton
Title	METHODS AND APPARATUS FOR REAL-TIME BUSINESS VISIBILITY USING PERSISTENT
Atty Docket Number	0103488-00005

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

8/29/01 10/29/01 10/29/01  
Date

  
Signature

David J. Powsner

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.